

EXHIBIT A

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

3:73-cv-00128-MMD-WGC

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

Defendants.

**DECLARATION OF GORDON H.
DEPAOLI IN SUPPORT OF
PRINCIPAL DEFENDANTS'
MOTION FOR LEAVE TO FILE
EXCESS PAGES.**

MINERAL COUNTY,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT,
et al.,

Defendants.

Gordon H. DePaoli declares:

1. This Declaration is made in support of Principal Defendants' Motion for Leave to File Excess Pages, pursuant to LR 7-3(c).

2. The number of additional pages requested is slightly more than 5 pages.

3. Additional pages are requested because:

1 a. Several pages are needed to provide some background information on
2 the history of this matter which has been pending since 1994;

3 b. There are multiple, separate and independent grounds for dismissal of
4 the Second Amended Complaint, pursuant to Rule 12(b)(1), Subject Matter Jurisdiction, Rule
5 12(b)(6), Failure to State a Claim Upon Which Relief Can be Granted, and Rule 12(b)(7),
6 Failure to Join a Necessary and Indispensable Party and, each ground requires a discussion of
7 the law applicable to each;

8 c. The Second Amended Complaint alleges four bases for Subject Matter
9 Jurisdiction each of which must be addressed and in addition to addressing those grounds,
10 standing and political question are jurisdictional issues which must also be addressed; and

11 d. While we recognize that the Court may not consider this to be a reason
12 for additional pages, when six groups of attorneys, each representing different clients, in two
13 States, are working on various parts of the memorandum of points and authorities, it is more
14 difficult to edit for redundancies; however, by filing a joint motion and joint supporting points
15 and authorities, the Principal Defendants have certainly reduced the number of pages that
16 would have been submitted had they all filed separate motions

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18 Dated: October 28, 2021

19 /s/ Gordon H. Depaoli
20 GORDON H. DEPAOLI
21 Nevada State Bar No. 00195
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